

## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION 5 230 SOUTH DEARBORN ST. CHICAGO, ILLINOIS 20004

REPLY TO ATTENTION OF: 5HSM-TUB-7

NOV 1 9 1840

## CERTIFIED MAIL RETURN RECEIPT REQUESTED

Brocc, Inc.
Paul Brower, President
2040 N. Towne Ave.
Pomora, CA 5176

RE: Great Lakes Asphalt, Zionsville, Indiana, Site No. FL

Dear Sir or Madam:

The United States Environmental Protection Agency (U.S. EPA) in cooperation with the Indiana Department of Environmental Management has been conducting response actions to address contamination at the Great Eakes Asphalt Site in Indiana. U.S. EPA took these actions under authority of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. Section 9601 et seq., as subsequently amended by the Superfund Amendments and Reauthorization Act of 1986, Pub. L. 99-499 (CERCIA, as amended). Prior to undertaking these response actions, U.S. EPA determined that there was a release or threatened release of hazardous substances from the Great Lakes Asphalt Site. The U.S. EPA undertook the response actions using monies authorized by CERCIA, as amended.

During the response, U.S. EPA undertook several actions at the Site. They included, in phase 1, excavating and staging soil, decontaminating Eagle Creek, flushing drainage tiles, solidifying tank contents, securing staged soil, sampling tanks and beginning site restoration; in phase 2, completion of tank solidification and site restoration, and removing and disposing of all hazardous waste on site.

Response costs associated with this site have been incurred by U.S. EPA. The approximate U.S. EPA response costs identified up to September 13, 1990 for the above referenced Site are \$1,363,145. A summary of these expenditures is enclosed.

Information available to U.S. EPA indicates that you are potentially responsible for the release or threat of release of hazardous substances from the Site. Pursuant to the provisions of Section 107(a) of CERCLA, as amended, and based on evidence

currently available to the U.S. EPA, the U.S. EPA believes that you may be liable for the payment of all costs incurred by U.S. EPA in connection with the Site. The potentially responsible parties are jointly and severally liable for the whole amount of costs incurred or to be incurred by the U.S. EPA, not inconsistent with the National Contingency Plan, 40 CFR Part 300 et seq., in connection with the Great Lakes Asphalt Site.

We hereby request that you make restitution by payment of the amount in this letter plus interest, together with any sums hereafter expended by the U.S. EPA in connection with the Site pursuant to authority of CERCLA, as amended. Pursuant to Section 107(a) of CERCLA, as amended, interest shall begin accruing as of the date of this demand, if payment is not received within thirty (30) days of the date of this letter.

Such payment must be made to the U.S. EPA Hazardous Substances Superfund established pursuant to Section 221 of CERCLA, as amended, which is administered by U.S. EPA. Please send your check to U.S. EPA - Region V, Attn: Superfund Accounting, P.O. Box 70753, Chicago, Illinois 60673. Place the site identification number on the check: FL. Please send a copy of your payment check to Oliver Warnsley, U.S. EPA, Region V, Waste Management Division (5HSM-TUB-7), 230 South Dearborn Street, Chicago, Illinois 60604 and to SWER Branch Secretary, ORC, U.S. EPA, Region V (5CS-TUB-3), 230 South Dearborn St., Chicago, IL 60604. A copy of your response must be sent to Mr. Michael Gorman, Resource Applications, Inc., Six North Michigan Ave, Suite 1505, Chicago, IL 60602.

If you desire to discuss your liability with U.S. EPA, please contact Mr. Peter Felitti, Assistant Regional Counsel, in writing not later than thirty (30) days after the date of this letter.

Mr. Peter Felitti may also be reached by phone at (312), 886-7157.

The names of other potentially responsible parties (PRPs) receiving this request for payment are enclosed with this letter to facilitate organization among the identified parties concerning payment. PRPs should attempt to work out an allocation among themselves to apportion costs; however, whatever allocation system the PRPs develop amongst themselves, U.S. EPA considers all PRPs to this site jointly and severally liable for

the amounts demanded in this letter until all costs are reimbursed or an appropriate settlement is achieved pursuant to Section 122(h) of CERCLA.

Sincerely,

Jodi Traub, Acting Chief

Superfund Program Management Branch

Enclosure

cc: Indiana Department of Environmental Management

## GUMULATIVE COST SUMMARY GREAT LAKES ASPHALT, IN SUPERFUND SITE # FL PREPARED 9/13/90

EPA EXPENDITURES	<u> </u>		ative Costs ugust 31, 1990
- Headquarters		\$	0,00 15,935.28
INDIRECT COST			27,242.00
EPA TRAVEL —  Headquarters  Regional			0.00 1,445.61
ERCS CONTRACTPEI Associates, In-	4 2.24 FOLD CONTRACTOR		1,316,284.31
OTHER EXPENDITU(9005DT0054)Other Supplies & M		5)	6.50 1.59
TAT CONTRACT —— Roy F. Weston (68	9-01-7367)		980.74
TES CONTRACT — —Planning Research	n corporation (68	-W9-0006)	1.249.68
TOTAL EPA CO Pre-Judgemen	OSTS BEFORE IN	NTEREST	\$ 1,363,145.69 0.00
	STS FOR GREA		\$ 1,363,145.69 <u>0.00</u>
	IRECOVERED C NKES ASPHALT,		\$ 1,363,145.69

Please Note:

National Contract Laboratory program costs may be significantly understated. These costs do not include any lab costs that may have been billed to EPA prior to FY 1966, if such costs were incurred, and no estimate of the CLP Sample Management Cost (ranges from 6.1 % to 17.0 % of Analytical costs) is provided. A complete accounting of Contract Laboratory Costs normally is provided by VIAR within the documentation process.

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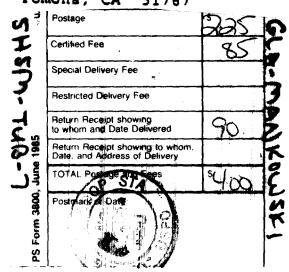
U.S. POSTAGE

Paul Brower President 2040 N. Towne Ave. Phomona, CA

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## P 366 691 779 RECEIPT FOR CETTIFIED MAIL NO INSURANCE CS. CRASE PROVIDED NOT FOR INTERNATIONAL MAIL

Broco, Inc. Paul Brower, President 2040 N. Towne Ave. Pomona, CA 51767



GLA	
SENDER: Complete items 1 and 2 when additions 3 and 4.  Put your address in the "RETURN TO" Space on the revers from being returned to you. The return receipt fee will provise the date of delivery. For additional less the following services and check box(es) for additional service(s) requested.  1. Show to whom delivered, date, and addressee's (Eura charge)	se side. Failure to do this will prevent this card de you the name of the person delivered to and ces are available. Consult postmaster for fees
3. Article Addressed to:  Broco, Inc. Paul Brower, President 2040 N. Towne Ave. Pomona, CA 51767	Type of Service:  Registered Insured Certified COD Express Mail Return Receipt for Mejohandise  Always obtain signature of addressee or agent and DATE DELIVERED.
<ul> <li>5. Signature — Addressee</li> <li>X</li> <li>6. Signature — Agent</li> <li>X</li> <li>7. Date of Delivery</li> </ul>	8. Addresse's Address (ONLY if requested and fee paid)
PS Form 3811, Apr. 1989 ±u.s.g.Po. 1989-238-	DOMESTIC RETURN RECEIP